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MORRIS

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: S. J. Ray et al. :
SERIAL NO.: 08/432,414 : EXAMINER: P. MORRIS
FILED: May 5, 1995 : ART UNIT: 1201
FOR: TRIAZOLE ANTIFUNGAL AGENTS :

Hon. Commissioner of Patents and
Trademarks
Washington, DC 20231

SUBMISSION AFTER ALLOWANCE

Sir:

During a recent review of the file of the European patent application corresponding to the present United States patent application, applicants' attorney, undersigned, found that certain published references were referred to in the search report but had not been brought previously to the attention of the United States Patent and Trademark Office during the prosecution of this application or the parent applications leading to this application. A copy of the European search report is attached.

In the European search report, one reference (EP 357,241) received an "X" designation, which, according to the search report, is an indication that that reference is "particularly relevant if taken alone." EP 357,241 was duly cited and considered at length during the prosecution of this application and the parent applications leading to this application.


The remaining references referred to in the European search report were given "A" designations, which means that those references relate to the "technological background" to which the application pertains but are not "particularly relevant if taken alone" ("X" designation) or "particularly relevant if combined with another document of the same category" ("Y" designation). A copy of each of these references is attached to this Submission.

It is respectfully submitted that the references submitted herewith are cumulative to the art cited and considered by the Office during the prosecution of this application and its parent applications. Nonetheless, these references are being submitted to provide a full and complete disclosure to the Patent and Trademark Office.

If the Examiner has any questions or comments relating to this submission, she is invited to contact applicants' attorney directly at (212) 573-4585. If any fee is due relating to this submission, please charge Deposit Account no. 16-1445 accordingly.

Date: July 24, 1996

Respectfully submitted:



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List of References

- 1) EP 97,480;
- 2) EP 107,392;
- 3) United States Patent 4,952,232 (corresponding to WO 89/05581);
- 4) Chemical Abstracts v. 67, no. 21, abstract no. 99970j; and,
- 5) Chemical Abstracts v. 84, no. 15, abstract no. 99140q.